

AMENDED

NO. 66233 **ASSIGNED**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 31 2000
Returned to applicant for correction MAY 03 2000
Corrected application filed MAY 18 2000
Map filed MAY 18 2000 under 66231

The applicant **John C. Serpa**, hereby make application for permission to change the **Point of Diversion, Manner and Place of Use** of a portion of water heretofore appropriated under **Permit 57918**

1. The source of water is **Underground**
2. The amount of water to be changed **0.5 cfs**
3. The water to be used for **recreation & wildlife purposes**
4. The water heretofore permitted for **quasi-municipal & domestic purposes**
5. The water is to be diverted at the following point **SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, T.17N., R.19E., M.D.B.&M., or at a point from which the NW corner of said Section 35 bears N. 11°03'31" W., a distance of 4522.27 feet**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 8, T.16N., R.20E., M.D.B.&M., or at a point from which the NE Corner of said Section 8 bears N.14°00'00" E., a distance of 4844.00 feet.**
7. Proposed place of use **See Attachment "A"**
8. Existing place of use **Within the SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Section 5; SE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 8, all in T.16N., R.20E., M.D.B.&M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **existing drilled artesian well, valve to prevent waste and a meter to be installed, ditches.**
12. Estimated cost of works **\$10,000.00**
13. Estimated time required to construct works **One (1) year to install valve & meter & construct ditches**
14. Estimated time required to complete the application of water to beneficial use **Five (5) years**
15. Remarks: **See Attachment "A"**

By **Gregory M. Bilyeu**
s/**Gregory M. Bilyeu**
P.O. Box 70458
Reno, Nevada 89570-0458

Compared dl/cmf ds/cmf

Protested _____

66233

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 57918, is issued subject to the terms and conditions imposed in said Permit 57918, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 66231, 66232, 66233, 66234 and 66235 shall not exceed 33.03 million gallons annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The flow of water alone from an artesian well will not constitute a recreation and wildlife beneficial use, pursuant to NRS 534.070, and as such, a wetlands management plan must be submitted to this office at the time the proof of completion is submitted.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 15.515 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

January 30, 2003

Proof of completion of work shall be filed before:

March 2, 2003

Water must be placed to beneficial use on or before:

January 30, 2004

Proof of the application of water to beneficial use shall be filed on or before:

March 2, 2004

Map in support of proof of beneficial use shall be filed on or before:

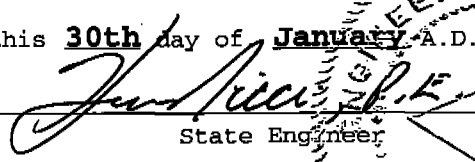
March 2, 2004

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 30th day of January, A.D. 2002.

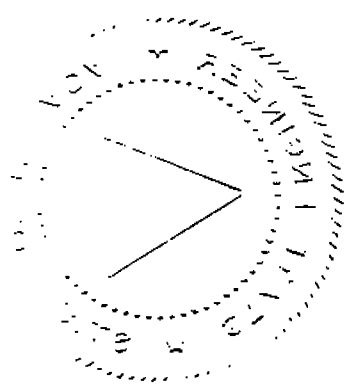

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____



ATTACHMENT "A"

7. Proposed Place of Use

All of the following subdivisions lying within T.17N., R.19E., M.D.B. & M.

Portions of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23,
 Portions of the E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 24,
 Portions of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24,
 SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24,
 Portions of the E $\frac{1}{2}$ NW $\frac{1}{4}$, Section 25,
 W $\frac{1}{2}$ NW $\frac{1}{4}$, Section 25,
 Portions of NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 25,
 Portions of the N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 26,
 S $\frac{1}{2}$ NE $\frac{1}{4}$, Section 26,
 Portions of the NW $\frac{1}{4}$, Section 26, lying east of U.S. 395
 Portions of the W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 26, lying east of U.S. 395
 E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 26,
 Portions of the SE $\frac{1}{4}$, Section 26, lying westerly of the Scripps Wildlife Refuge
 Portions of the E $\frac{1}{2}$ NE $\frac{1}{4}$, Section 35,
 E $\frac{1}{2}$ NW $\frac{1}{4}$, Section 35,
 Portions of the W $\frac{1}{2}$ NW $\frac{1}{4}$, Section 35, lying easterly of U.S. 395,
 Portions of the W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 35,
 E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 35,
 Portions of the W $\frac{1}{2}$ SE $\frac{1}{4}$, Section 35

15. Remarks

This application, is being filed along with four other applications to change the point of diversion, manner and place of use of Permits 57917, 57918 and 57919. These five applications will provide water for recreation and wildlife purposes as defined and allowed under NRS 533.023 and NRS 53.030(2). Water so used under these applications will include, but is not limited to wetlands maintenance, riparian restoration and water for indigenous wildlife, plants and insects. The total combined duty of all five applications shall not exceed 33.03 million gallons annually.

